Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Message Text

LIMITED OFFICIAL USE

PAGE 01 USUN N 03083 170003Z
ACTION IO-14

INFO OCT-01 ISO-00 DHA-05 CIAE-00 DODE-00 PM-05 H-01
INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02
SS-15 USIA-06 TRSE-00 /066 W
----------002607 170728Z /13
R 162221Z SEP 77
FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC 5423
INFO USMISSION GENEVA

LIMITED OFFICIAL USE USUN 3083

E.O. 11652: N/A
TAGS: SHUM, SOCI
SUBJ: US/JAPANESE BILATERALS--HUMAN RIGHTS

1. AT THE SEPTEMBER 8 AND 9 US/JAPANESE BILATERAL CONSULTATIONS THE JAPANESE STATED THEY WERE WILLING TO GIVE SERIOUS CONSIDERATION TO THE PROPOSAL FOR THE CREATION OF A HIGH COMMISSIONER FOR HUMAN RIGHTS (HCHR) AND TO THE US PROPOSAL ON TORTURE. HOWEVER, THE JAPANESE EXPRESSED STRONG RESERVATIONS ON BOTH PROPOSALS.

2. TORTURE. THE JAPANESE STATED THEY HOPED THE TORTURE PROPOSAL WOULD NOT HAVE THE SAME FATE AS THE US POLITICAL PRISONER PROPOSAL AT THE 30TH GA; THAT IS, IT WAS HASTILY TABLED WITHOUT PRIOR CONSULTATION AND SUBSEQUENTLY WITHDRAWN WITHOUT A VOTE. JAPENSE STRESSED THE HOPE THAT WE WOULD ENGAGE IN AS MUCH CONSULTATION AS POSSIBLE AND STATED THAT IT MIGHT BE USEFUL TO CONSULT WITH STATES WHO MIGHT BE PARTICULARLY SENSITIVE ON THIS ISSUE, SUCHAS CHILE, PHILIPPINES, ANDIRAN. THE US SPOKESMAN ASSURED THE JAPANESE THAT WE HAVE BEEN CONSULTING WIDELY AND THAT WE DO NOT INTEND TO PROVOKE A CONFRONTATION ON THIS ISSUE. WE HAVE BEEN CONSULTING
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 USUN N 03083 170003Z

WITH OTHER GOVERNMENTS, SUCH AS THE NETHERLANDS WHO ARE WORKING ON THEIR OWN TORTURE PROPOSALS WITHA VIEW TO TABLING A COMBINED TEXT WHICH WOULD HOPEFULLY GET WIDE SUPPORT.

3. HIGH COMMISSIONER FOR HUMAN RIGHTS. WITH RESPECT TO THE HIGH COMMISSIONER PROPOSAL THE JAPANESE NOTED

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

THAT THIS PROPOSAL HAS BEEN ON THE BOOKS FOR A LONG
TIME AND EXPRESSED RESERVATIONS ABOUT WHAT THE HIGH
COMMISSIONER'S EXACT RESPONSIBILITIES WOULD BE. THEY
EXPRESSED CONCERN ABOUT THE PROLIFERATION OF NEW ORGANS
AT THE UN, DUPLICATION OF FUNCTION, QUESTIONS ABOUT
THE HIGH COMMISSIONER'S STAFF, COST, WHERE THE HIGH COMMISSIONER
WOULD BE LOCATED--THAT IS, NEW YORK OR GENEVA. THE JAPANESE
SUGGESTED THAT PERHAPS WE COULD STUDY CREATION OF A
DEPARTMENT OF HUMAN RIGHTS HEADED BY AN ASYG. THEY ALSO
NOTED THAT USYG FOR POLITICAL AND GA AFFAIRS BUFFUM IS
NOW IN A SIMILAR POSITION OF SUPERVISING HUMAN RIGHTS
ACTIVITIES. ASSISTANT SECRETARY MAYNES STATED THAT HE
HOPED THAT THE FIRST VICTIM OF THE SUPPORTERS OF NON-
PROLIFERATION WOULD NOT BE HUMAN RIGHTS. HE STATED THAT THERE
WERE OTHER AREAS WHERE CUTS COULD BE MADE BUT THAT WE WISH
TO STRENGTHEN HUMAN RIGHTS ACTIVITIES IN THE UN. HE
AGREED THAT THE QUESTION OF STAFF NEEDS TO BE WORKED
OUT BUT EXPLAINED THAT WE WISHED FIRST TO GET AGREE-
MENT ON THE PRINCIPLE OF ESTABLISHING THE POST BEFORE
GETTING INTO ADMINISTRATIVE QUESTIONS.

4. TRANSFER OF THE HUMAN RIGHTS DIVISION TO NY. IN
RESPONSE TO A JAPANESE QUESTION ABOUT WHY THE US WANTS
TO TRANSFER THEHUMAN RIGHTS DIVISION TO NY,
ASSISTANT SECRETARY MAYNES REPLIED THAT THE PROPOSAL
EXPRESSED CONCERN ABOUT THE AMOUNT OF ATTENTION
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 USUN N 03083 170003Z

DEVOTED TO HUMAN RIGHTS AND THE SUGGESTION ON THE
TRANSFER OF THE DIVISION WAS BASED ON A DESIRE TO BRING
HUMAN RIGHTS INTO THE CENTER OF UN ACTIVITIES.

5. HUMAN RIGHTS CONVENANTS AND TREATIES. THE JAPANESE
STATED THAT THEY WERE PLANNING TO SIGN THE GENOCIDE
CONVENTION, THE TWO COVENANTS, AND THE CONVENTION ON
THE ELIMINATIONOF RACIAL DISCRIMINATION. THEY ALSO
SAID THEY WILL BE WILLING TO SIGN THE CONVENTION ON
POLITICAL ASYLUM WHICH IS STILL IN THE DRAFTING STAGE.

6. IN GENERAL COMMENTS THEJAPANESE STATED THAT THEY
FELT STRONGLY THAT THE HUMAN RIGHTS ISSUE SHOULD NOT
BE USED FOR CONFRONTATION. THEY ALSO COMMENTED THAT
THERE DID NOT SEEM TO BE ANY NEW IDEAS BEING PRESENTED
AS ALL OF THIS YEAR'S PROPOSALS HAD BEEN AROUND FOR YEARS.
YOUNG

LIMITED OFFICIAL USE

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

NNN

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: HUMAN RIGHTS, DIPLOMATIC DISCUSSIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 16-Sep-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977USUNN03083
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770338-0720
Format: TEL
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770953/aaaabskc.tel
Line Count: 111
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 39d2ab43-c288-dd11-92da-001cc4696bcc
Office: ACTION IO
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 29-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1237117
Secure: OPEN
Status: NATIVE
Subject: US/JAPANESE BILATERALS--HUMAN RIGHTS
TAGS: SHUM, SOCI, US, JA
To: STATE
Type: TE
vdkvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/39d2ab43-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009